

MS PETITION
Docket No.: 4492-0104P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Nobuyuki NAKAMURA

Application No.: 10/659,264

Confirmation No.: 3531

Filed: September 11, 2003

Art Unit: 3682

For: CAM ROTATION CONTROL MECHANISM

Examiner: V. Luong

PETITION UNDER 37 C.F.R. § 1.181
TO WITHDRAW THE HOLDING OF ABANDONMENT

MS PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment dated November 6, 2006, applicant hereby respectfully petitions under the provisions of 37 C.F.R. § 1.181 and MPEP § 711.03(c) for a decision to withdraw the holding of abandonment due to failure to receive an Office Action.

The Notice of Abandonment dated November 6, 2006 indicates that this application was abandoned in view of the applicant's failure to respond to an Office Action mailed on March 28, 2006.

However, this Office Action was never received by the offices of the undersigned, and a search of the file jacket for the present application and the firm docketing records reveals that the Office Action of March 28, 2006 was never received. The offices of the undersigned did not become aware of the Office Action until advised of the holding of abandonment.

1. EVIDENCE

The fact that the Office Action of March 28, 2006 was never received in the offices of Birch, Stewart, Kolasch & Birch, LLP is evidenced by Exhibits A, B, and C attached hereto.

Exhibit A is a copy of the front page of the file jacket of Appl. No. 10/659,264 (*which corresponds to Attorney Docket No. 4492-0104P*). It is the policy in our office to record all information regarding Office Actions and responses on the front page of the file jacket. As the Petitions Examiner will note, there is no entry for the Office Action dated March 28, 2006 on the front page of the file jacket of the above-referenced application.

Exhibit B is a copy of the computer-generated daily docket sheet(s) of Birch, Stewart, Kolasch & Birch, LLP for the date of June 28, 2006 (the due date for said Office Action), containing entries made by our Docketing Department of due dates in response to PTO actions. It is the policy of our offices to docket all due dates for Office Actions received from the USPTO into our computer docketing system.

Although Application Numbers, Titles, and Client Names have been redacted from this Exhibit to avoid public disclosure of these matters once the present application is patented, it is still clear that there is no entry for the due date of June 28, 2006 which corresponds to the current application, Attorney Docket No. 4492-0104P.

The undersigned certifies that he has reviewed the computer-generated daily docket sheets for the due date of June 28, 2006 and did not locate an entry that corresponds to Appl. No. 10/659,264 to inventor Nobuyuki NAKAMURA.

Exhibit C is a copy of the Image File Wrapper for Appl. No. 10/659,264 (*which corresponds to Attorney Docket No. 4492-0104P*) which shows that the USPTO mailed the Office Action on March 28, 2006, but also shows that the Office Action was returned to the USPTO as undelivered mail on March 29, 2006.

2. TERMINAL DISCLAIMER

- ☒ The present application was filed on or after May 29, 2000. Accordingly, no Terminal Disclaimer is necessary. It is noted that the present Petition is being timely filed within two (2) months of the mailing date of the Notice of Abandonment. Accordingly, no reduction in patent term adjustment should be made, in accordance with the provisions of 37 C.F.R. § 1.704(c)(4).
- ☐ The present application was filed on or after June 8, 1995 but before May 29, 2000. The present Petition is being timely filed within two (2) months of the mailing date of the Notice of Abandonment. Accordingly, no Terminal Disclaimer under 37 C.F.R. § 1.321(a) is necessary. See MPEP § 711.03(c).
- ☐ The present application was filed on or after June 8, 1995 but before May 29, 2000. The present Petition is being filed more than two (2) months from the mailing date of the Notice of Abandonment. Accordingly, a Terminal Disclaimer under 37 C.F.R. § 1.321(a) and the required fee set forth in 37 C.F.R. § 1.20(d) are being submitted concurrently herewith. The period being disclaimed is equivalent to the period between (1) the date that is two months after the mail date of the notice of abandonment and (2) the filing date of the present petition to withdraw the holding of abandonment. See MPEP § 711.03(c).

In view of the above-described facts, it is respectfully submitted that the abandonment of the present application was unavoidable and due solely to problems with mailing of an Office Action since the Office Action dated March 28, 2006 was never received in the offices of Birch, Stewart, Kolasch & Birch, LLP. The present Petition is timely filed for this purpose.

Since the above-mentioned Office Action was never received in the offices of the undersigned, it is believed that no petition fee is necessary in connection with this Petition.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: January 5, 2007

Respectfully submitted,

By  #29271

Terrell C. Birch

Registration No.: 19,382

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachments

APPENDIX A

RWL / M K

PATENT NO. _____

ISSUED

PTA: _____ DAYS

MONTHLY BILLED CLIENT no

CLIENT COPIES 7

CONFIRMATION NO.: 3531

SMALL
ENTITY _____
(FILED)

SUPPLEMENTAL VOLUME(S) _____

INVENTOR Nobuyuki Nakamura

TITLE CAM Rotation Control Mechanism

APPLICATION NO. 10/1659,264 FILED: September 11, 2003

PRIORITY CLAIMED _____ RECLAIMED _____ DRWGS. NO. OF SHEETS 3 (44)

FOREIGN CASES Japan 2002-2166744 Sept. 12, 2002

[illegible]

ASSIGNMENT

PARENT/OFFSPRING

FILED IN PTO September 11, 2003

TO Sharp K.K.

ADDRESS Osaka, JAPAN

RECORDED 05-07-04 REEL 14485 FRAME(S) 426
428



4492-0104P

0001

APPENDIX B

Tuesday, June 27, 2006

Due Date List By Floor

Page: 1

28-Jun-2006 To 28-Jun-2006

Floor: 3rd

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
Action Attorney(Attorney2): NEW NEW CASES						
28-Jun-2006 Due Date	TO BE FILED TBFA	0038-0493 / 1 United States of America	Unfiled			JMS JMS
		Title: <i>DMS</i>				
		Remarks: DUE DATE, per dms 4/10/06, 4/17, 5-17, 5/31, 6-14, 6-21				
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	0071-0646 / 1 United States of America	Unfiled			JMS JMS GMM
		Title: <i>DMS</i>				
		Remarks: ACTUAL PER CLIENT				
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	0171-1286 / 1 United States of America	Unfiled			GMM GMM
		Title: <i>DMS</i>				
		Remarks: PRIORITY				
28-Jun-2006 Due Date	TO BE FILED TBFA	0229-0933 / 1 United States of America	Unfiled			ADM ADM
		Title: <i>DMS</i>				
		Remarks: DUE DATE				
28-Jun-2006 Due Date	TO BE FILED TBFA	0229-0934 / 1 United States of America	Unfiled			ADM ADM
		Title: <i>DMS</i>				
		Remarks: DUE DATE				
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	0505-1526 / 1 United States of America	Unfiled			JMS JMS
		Title: <i>DMS</i>				
		Remarks: PRIORITY				
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	0630-2765 / 1 United States of America	Unfiled			EHC GH
		Title: <i>DMS</i>				
		Remarks: ACTUAL PER CLIENT				

*See 6-30-06
per dms 6-28-06*

*See 7-6-06
per dms 6-28-06*

*new appl +
6-28-06 #51*

*new appl +
6-28-06 #32*

*new appl +
6-28-06 #49*

*new appl +
6-28-06 #71*

*new appl
5-6-28-06 #37*

Tuesday, June 27, 2006

Due Date List By Floor

Page: 4

28-Jun-2006 To 28-Jun-2006

Floor: 3rd

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Due Date	TO BE FILED TBF	2450-1308 / 1 United States of America	Unfiled			KM
<i>Shawna</i> Title: Remarks: DUE DATE						
28-Jun-2006 Due Date	TO BE FILED TBF	2450-1309 / 1 United States of America	Unfiled			KM
<i>Shawna</i> Title: Remarks: DUE DATE						
28-Jun-2006 Due Date	TO BE FILED TBF	2450-1310 / 1 United States of America	Unfiled			KM
<i>Shawna</i> Title: Remarks: DUE DATE						
28-Jun-2006 Due Date	TO BE FILED TBF	2519-0298 / 1 United States of America	Unfiled			KM
<i>Shawna</i> Title: Remarks: DUE DATE						
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2743-0183 / 1 United States of America	Unfiled			EHC
<i>Shawna</i> Title: Remarks: PRIORITY see last day per dms 6-27						
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0206 / 1 United States of America	Unfiled			JMS
<i>Shawna</i> Title: Remarks: PRIORITY see last day per dms 6-27						
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0207 / 1 United States of America	Unfiled			JMS
<i>Shawna</i> Title: Remarks: PRIORITY see last day per dms 6-27						

new appl f.
6-28-06 #56
KM
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6-28-06 #42
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new appl f.
6-28-06 #38
KM
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new appl f.
5-6-28-06 #51
EHC
EHC

new appl f.
6-28-06 #40
JMS
JMS

new appl f.
6-28-06 #50
JMS
JMS

new appl f.
6-28-06 #44
JMS
JMS

Tuesday, June 27, 2006

Due Date List By Floor

Page: 5

28-Jun-2006 To 28-Jun-2006

Floor: 3rd

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0209 / 1 United States of America <i>Title:</i> <i>Remarks: PRIORITY</i> <i>see last day per dms 6-27</i> <i>Original</i>	Unfiled			JMS JMS <i>new appl f.</i> <i>6-28-06 #72</i>
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0210 / 1 United States of America <i>Title:</i> <i>Remarks: PRIORITY</i> <i>see last day per dms 6-27</i>	Unfiled			JMS JMS <i>new appl f.</i> <i>6-28-06 #74</i>
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0211 / 1 United States of America <i>Title:</i> <i>Remarks: PRIORITY</i> <i>see last day per dms 6-27</i>	Unfiled			JMS JMS <i>new appl f.</i> <i>6-28-06 #73</i>
28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	2830-0212 / 1 United States of America <i>Title:</i> <i>Remarks: PRIORITY</i> <i>see last day per dms 6-27</i> <i>✓</i>	Unfiled			JMS JMS <i>new appl f.</i> <i>6-28-06 #53</i>
28-Jun-2006 Due Date	TO BE FILED TBF	2846-0415 / 1 United States of America <i>Title:</i> <i>Remarks: DUE DATE</i> <i>per dms 6-14</i> <i>Amended</i>	Unfiled			KM KM <i>new appl f.</i> <i>6-28-06 #64</i>
28-Jun-2006 Due Date	TO BE FILED TBF	3449-0649 / 1 United States of America <i>Title:</i> <i>Remarks: DUE DATE</i> <i>per dms 6-21</i> <i>Amended</i>	Unfiled			JTE JTE <i>NEW APPL F.</i> <i>6-28-06 #35</i>

Tuesday, June 27, 2006

Due Date List By Floor

Page: 6

28-Jun-2006 To 28-Jun-2006

Floor: 3rd

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	3562-0174 / 1 United States of America	Unfiled			DRA DRA

Thamane

Title:

Remarks: PRIORITY

new appl. f 6-28-06 #59

28-Jun-2006 Due Date	TO BE FILED TBFA	3659-0161 / 1 United States of America	Unfiled			KM KM
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Title:

Remarks: DUE DATE

new appl. f. 6-28-06 #54

28-Jun-2006 Due Date	TO BE FILED TBFA	3673-0231 / 1 United States of America	Unfiled			PCL PCL
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Thamane

Title:

Remarks: DUE DATE

new appl. f. 6-28-06 #65

28-Jun-2006 Final	TO BE FILED ACTUAL-LAST DAY TBFA	3722-0315 / 1 United States of America	Unfiled			KM KM
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Thamane

Title:

Remarks: ACTUAL PER CLIENT see last day per dms 6-27

new appl. f 6-28-06 #78

28-Jun-2006 Due Date	TO BE FILED TBFA	4252-0121 / 1 United States of America	Unfiled			MSW MSW
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Thamane

Title:

Remarks: DUE DATE

new appl. f 6-28-06 #77

28-Jun-2006 Due Date	TO BE FILED TBFA	4390-0114 / 1 United States of America	Unfiled			JMS JMS
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Title:

Remarks: DUE DATE **OUTBIN**

see 7-12-06 per dms 6-28-06

Tuesday, June 27, 2006

Due Date List By Floor

Page: 8

28-Jun-2006 To 28-Jun-2006

Floor: 3rd

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	TO BE FILED	5407-0101 / 1	Unfiled			GMM

GMM

Due Date

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*See 7-6-06
Per dms
6-28-06*

Remarks: DUE DATE
OUTBIN

4th FLOOR DOCKET

Tuesday, June 27, 2006

Due Date List By Floor

Page: 9

Floor: 4th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Artys
Action Attorney(Attorney2): CAM CRAIG A. MCROBBIE						
28-Jun-2006	IDS	0020-5474 / 1	Pending		14-Mar-2006	GMM
Due Date	ids2	United States of America				CAM
		Title: <i>See 7-5-06 per sheet 6-28-06</i>				
		Remarks: Fax re: refs cited in Int'l SR, spec and others rec'd 5-18-06--originals rec'd 5-22-06 per Patty Y. 6-14-06, per dsheet 6-21-06				
28-Jun-2006	Resp to Off. Action Due 1 Week	0485-0225 / 1	Pending		26-Jul-2004	GMM
Final	Foreign Office Action	Russian Federation				CAM
		Title: <i>Resp 6-14-06</i>				
		Remarks: Per FA mail of 2-27-06 5/5/06 date is extendible. Extended to 7-5-06				
28-Jun-2006	PERFECT FILING	0641-0281 / 1	Pending		28-Feb-2006	GMM
Due Date	PF4	United States of America				CAM
		Title: <i>done per dsheet 6-28-06</i>				
28-Jun-2006	FIRST AMENDMENT	4971-0107 / 1	Published		07-Apr-2005	JAK
Due Date	OAF1	United States of America				CAM
		Title: <i>cert</i>				
Action Attorney(Attorney2): CDW Chad D. Wells						
28-Jun-2006	FIRST AMENDMENT	0465-0997 /	Published		25-Apr-2003	JTE
Due Date	OAF1	United States of America				CDW
		Title: <i>Amendment 6-28-06 #2</i>				
28-Jun-2006	FIRST AMENDMENT	0465-0997 / 3	Published		09-Dec-2004	JTE
Due Date	OAF1	United States of America	KBK & ASSOCIATES			CDW
		Title: <i>Amendment 6-28-06 #3</i>				
28-Jun-2006	FINAL	0465-1159 /	Published		10-Mar-2004	JTE
Due Date	FIN1	United States of America				CDW
		Title: <i>Amendment 6-28-06 #4</i>				

Tuesday, June 27, 2006

Due Date List By Floor

Page: 11

28-Jun-2006 To 28-Jun-2006

Floor: 4th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Due Date	FIRST AMENDMENT OAF1	2830-0167 / 1 United States of America	Published		29-Oct-2004	JMS
		Title				CTT
						AMWdf 6-28-06
28-Jun-2006 Final	ISSUE FEE IF	4553-0102 / United States of America	Published		09-Jan-2004	JMS
		Title				CTT
		Remarks: PUB FEE A3				
		Action Attorney(Attorney2): DAB DAVID A. BILODEAU				
28-Jun-2006 Due Date	FIRST AMEND X OAF1	2986-0130 / 1 United States of America	Published		28-Sep-2004	JMS
		Title				DAB
						text
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	3673-0125 / United States of America	Published		07-Nov-2001	PCL
		Title				DAB
		Remarks: FILE RCE per fax dated 5-19-06 per dsheet 5-30-06				
						RCE + 6-28-06
						#609
28-Jun-2006 Final	NOA XXX NOA	3673-0125 / United States of America	Published		07-Nov-2001	PCL
		Title				DAB
		Remarks: Advisory Action mailed 4-19-06				
28-Jun-2006 Final	PRE-APPEAL CONF XXX PAB	3673-0125 / United States of America	Published		07-Nov-2001	PCL
		Title				DAB
28-Jun-2006 Due Date	NOA X NOA	3673-0145 / United States of America	Published		28-Mar-2003	PCL
		Title				DAB

Tuesday, June 27, 2006

Due Date List By Floor

Page: 12

Floor: 4th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	TO BE FILED	3673-0145 / United States of America	Published		28-Mar-2003	PCL
Due Date	TBF					DAB
<p><i>(Handwritten: Title: RCE f. #70)</i></p> <p><i>Remarks: file RCE per client fax 5-25-06 per dsheet 5-30-06</i></p>						
28-Jun-2006	PRE-APPEAL CONF X	3673-0145 / United States of America	Published		28-Mar-2003	PCL
Due Date	PAB					DAB
<p><i>(Handwritten: Title:)</i></p>						
28-Jun-2006	FINAL X	3673-0145 / United States of America	Published		28-Mar-2003	PCL
Due Date	FIN1					DAB
<p><i>(Handwritten: Title:)</i></p>						
<p>Action Attorney(Attorney2): DRN MARK J. NUEL</p>						
28-Jun-2006	FINAL	1254-0222 / United States of America	Published		09-May-2003	DRN
Due Date	FIN1					DRN
<p><i>(Handwritten: Title:)</i></p>						
28-Jun-2006	NOA	1254-0222 / United States of America	Published		09-May-2003	DRN
Due Date						DRN
<p><i>(Handwritten: Title:)</i></p>						
28-Jun-2006	PRE-APPEAL CONF	1254-0222 / United States of America	Published		09-May-2003	DRN
Due Date	PAB					DRN
<p><i>(Handwritten: Title:)</i></p>						
28-Jun-2006	Information Disclosure Stmt	1912-0330 / 1 United States of America	Pending		28-Mar-2006	DRN
Due Date						DRN
<p><i>(Handwritten: Title:)</i></p> <p><i>Remarks: Refs rec'd from client 6-19-06</i></p>						
<p>Action Attorney(Attorney2): EHC ESTHER H. CHONG</p>						

(Handwritten: PPD f. IDS f. 6-23-06)

Tuesday, June 27, 2006

Due Date List By Floor

Page: 13

28-Jun-2006 To 28-Jun-2006

Floor: 4th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	PRE-APPEAL CONF X	0142-0355 / United States of America	Published		13-Jun-2001	RCS
Due Date	PAB		OCE-TECHNOLOGIES B.V.			EHC
Title:						
28-Jun-2006	NOA X	0142-0355 / United States of America	Published		13-Jun-2001	RCS
Due Date	NOA					EHC
Title:						
28-Jun-2006	IDS	0142-0355 / United States of America	Published		13-Jun-2001	RCS
Due Date	IDS2					EHC
Title:						
Remarks: per dms 5/30/06						
28-Jun-2006	FIRST AMENDMENT	0630-1614 / United States of America	Published		06-Nov-2002	EHC
Due Date	OAF1					EHC
Title:						
28-Jun-2006	Information Disclosure Stmt	0630-2671 / 1 United States of America	Pending		28-Mar-2006	EHC
Due Date			Park, Kim & Partner			EHC
Title:						
not refs 6-28-06						
Action Attorney(Attorney2): GH Greg Hsu						
28-Jun-2006	ISSUE FEE	0316-0125 / United States of America	Published		20-Nov-2002	KM
Final	IF					GH
Title:						
Remarks: PUB FEE AB div - not needed per dsheet 6-28-06						
28-Jun-2006	Information Disclosure Stmt	0465-1457 / 1 United States of America	Pending		28-Mar-2006	JTE
Due Date						GH
Title:						
no refs 6-28-06						

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See 7-28-06 per dsheet 6-28-06

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Amended 6-28-06 #19

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Tuesday, June 27, 2006

Due Date List By Floor

Page: 16

28-Jun-2006 To 28-Jun-2006

Floor: 4th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	IDS	0465-1470 / 1	Published		17-Nov-2005	JTE
Due Date	IDS1	United States of America	IS			JTE
<i>990</i>						
<i>Title:</i>						
<i>Remarks: Fax re: Korean OA and cited ref rec'd 6-23-06; original w/ref rec'd 6-27-06 (OA mailed 5-29-06)</i>						
28-Jun-2006	Information Disclosure Stmt	4653-0123 / 1	Pending		28-Mar-2006	JTE
Due Date		United States of America				JTE

IDS f. 6-28-06
#12*Title:* no refs 6-28-06

Action Attorney(Attorney2): JWH JAMES W. HELLWEGE

28-Jun-2006	IDS	2936-0152 /	Published		09-Apr-2002	TCB
Due Date	IDS2	United States of America				JWH

*Title:**Remarks: Japanese OA and cited refs rec'd 5-31-06 (OA mailed 4-21-06)
per Sandra H. 6-14-2006, per JWH 6-21-06*See 7-3-06 per
Sandra H. 6-28-06

Action Attorney(Attorney2): KM JOE MCKINNEY MUNCY

28-Jun-2006	PRE-APPEAL CONF	0941-0892 /	Pending		30-Dec-2003	KM
Due Date	PAB	United States of America				KM

Title:

28-Jun-2006	NOA	0941-0892 /	Pending		30-Dec-2003	KM
Due Date		United States of America				KM

Title:

28-Jun-2006	FINAL	0941-0892 /	Pending		30-Dec-2003	KM
Due Date	FIN1	United States of America				KM

*Title:*Amend f.
6-28-06 A3

Tuesday, June 27, 2006

Due Date List By Floor

Page: 17

Floor: 4th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	Information Disclosure Stmt	0941-1556 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	Information Disclosure Stmt	0941-1562 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	FIRST AMEND XXX OAF1	1390-0131 / United States of America	Pending		18-Mar-2004	KM KM
Title:						
28-Jun-2006	Information Disclosure Stmt	2450-1255 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	Information Disclosure Stmt	2450-1256 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	Information Disclosure Stmt	2519-0253 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	Information Disclosure Stmt	2519-0258 / 1 United States of America	Pending		28-Mar-2006	KM KM
Title:						
28-Jun-2006	FINAL FIN1	3313-0372 / United States of America	Published		20-Aug-2001	KM KM
Title:						

see last day 6-28-06

no refs 6-28-06

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no refs 6-28-06

no refs 6-28-06

Aband per SML 6-28-06

Aband per SML

Tuesday, June 27, 2006

Due Date List By Floor

Page: 19

28-Jun-2006 To 28-Jun-2006

Floor: 4th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	Information Disclosure Stmt	3722-0294 / 1 United States of America	Pending		28-Mar-2006	KM KM

Title:

no refs 6-28-06

28-Jun-2006	Information Disclosure Stmt	3722-0295 / 1 United States of America	Pending		28-Mar-2006	KM KM
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Title:

no refs 6-28-06

28-Jun-2006	Information Disclosure Stmt	4458-0130 / 1 United States of America	Pending		28-Mar-2006	KM KM
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Title:

no refs 6-28-06

28-Jun-2006	Foreign Filing FFNEW	4459-0275 / 1 United States of America	Pending		01-Jul-2005	KM KM
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Title:

not needed per
DMS 6-28-06

28-Jun-2006	Foreign Filing FFNEW	4459-0276 / 1 United States of America	Pending		01-Jul-2005	KM KM
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Title:

28-Jun-2006	Information Disclosure Stmt	4459-0402 / 1 United States of America	Pending		28-Mar-2006	KM KM
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Title:

no refs 6-28-06

28-Jun-2006	Information Disclosure Stmt	4952-0137 / 1 United States of America	Pending		28-Mar-2006	KM KM
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Title:

no refs 6-28-06

Tuesday, June 27, 2006

Due Date List By Floor

Page: 21

Floor: 4th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	PERFECT FILING XXX PF4	2870-0315 / 1 United States of America	Pending		28-Nov-2005	MSW MSW
<p>Title:</p> <p>Remarks: file english translation also</p>						
28-Jun-2006	PERFECT FILING XXX PF4	2870-0316 / 1 United States of America	Pending		28-Nov-2005	MSW MSW
<p>Title:</p> <p>Remarks: file english translation also</p>						
<p>Action Attorney(Attorney2): REG ROBERT E. GOOZNER</p>						
28-Jun-2006	TO BE FILED TBF	3885-0107 / United States of America	Published		08-Jul-2003	ADM REG
<p>Title:</p> <p>Remarks: FILE DIVISIONAL per fax rec'd 5-31-06 *Amendment to the Specification or Preliminary Amendment Required* per dsheet 6-14-2006, 6-16-06, 6-23-2006</p>						
<p>Action Attorney(Attorney2): RFG ROBERT F. GNUSE</p>						
28-Jun-2006	FIRST AMEND X OAF1	2019-0257 / 1 United States of America	Published		05-May-2004	KM RFG
<p>Title:</p> <p>Remarks: Amendment 10-28-06 A3</p>						
28-Jun-2006	DRAWINGS X OADR	2019-0257 / 1 United States of America	Published		05-May-2004	KM RFG
<p>Title:</p> <p>Remarks: Drawing 10-28-06 A3</p>						
28-Jun-2006	ISSUE FEE IF	2450-0329 / United States of America	Published		09-Dec-2002	KM RFG
<p>Title:</p> <p>Remarks: pub fee A3</p>						
<p>Action Attorney(Attorney2): RJW ROBERT J. WEBSTER</p>						
<p>Remarks: Issue Fee pd 10-28-06 A3</p>						

Dec 6-30-06
per call 10-28-06

Summary

Summary

744

Tuesday, June 27, 2006

Due Date List By Floor

Page: 22

Floor: 4th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	RESPONSE	0033-1062 / 1	Pending		07-Feb-2006	JTE
Due Date	RS	United States of America				RJW
Title: F						
Remarks: file prelim to correct table 2 as stated in client order letter per dms 2/7/06; per dsheet 4-7-06, 4-21-06 per dms 5-5, per Cathy M. 5-16-06, 5-17-06 per Jane G. 6-19-06						
28-Jun-2006	TO BE FILED	0465-1600 / 1	Published		16-Jun-2003	JTE
Due Date	TBF	United States of America				RJW
Title:						
Remarks: FILE CONTINUATION per e-mail dated 6-13-06						
Amendment to the Specification or Preliminary Amendment Required per Jane G. 6-19-06						
28-Jun-2006	IDS	4087-0107 / 1	Published		22-Oct-2004	JTE
Due Date	IDS2	United States of America				RJW
Title:						
Remarks: Int'l SR and cited refs rec'd in corresponding PCT appln (SR mailed 5-10-06) per dsheet 6-9-06, 6-20-06						
28-Jun-2006	FIRST AMEND X	4822-0102 /	Published		20-Apr-2004	SLL
Due Date	OAF1	United States of America				RJW
Title:						
Action Attorney(Attorney2): SLL SCOTT L. LOWE						
28-Jun-2006	PERFECT FILING	2577-0113 / 1	Pending		31-Oct-2005	SLL
Due Date	PF4	United States of America				SLL
Title:						
Remarks: per dsheet 5-31-06						
28-Jun-2006	CONVERT PROV	3655-0251 / 1	Pending		28-Jun-2005	SLL
Final	File Application	United States of America				SLL
Title:						
Remarks: see last day per dms 6-27						

not needed
per dsheet 6-28-06

Cont f. 6-28-06
#75

See 7-12-06 per
dsheet 6-28-06

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3655-0251/2
CONV f. 6-28-06

#46

Tuesday, June 27, 2006

Due Date List By Floor

Page: 25

28-Jun-2006 To 28-Jun-2006

Floor: 5th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Final	Foreign Filing Due Foreign Filing	4897-0103 / 1 United States of America	Pending		29-Jun-2005	GMM

Title:

28-Jun-2006 Final	CONVERT PROV File Application	4897-0103 / 1 United States of America	Pending		29-Jun-2005	GMM
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Title:

Action Attorney(Attorney2): INT INTERNATIONAL DEPARTMENT

28-Jun-2006 Final	RESPONSE DUE 1 WEEK RESPONSE	5999-0500 / 1 Chile	Published		11-Aug-2005	ADM
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Title:

Remarks: FA email of 6-21 suggests trying to obtain translated copy of document WO 2005085214 from WIPO or EPO
instead of translating from Japanese to Spanish
per dsheet 6-27-06

Action Attorney(Attorney2): JB John Burr

28-Jun-2006 Due Date	PRE-APPEAL CONF PAB	0933-0203 / United States of America	Published		25-Jun-2003	LRS JB
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Title:

28-Jun-2006 Due Date	NOA	0933-0203 / United States of America	Published		25-Jun-2003	LRS JB
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Title:

28-Jun-2006 Due Date	FINAL FIN1	0933-0203 / United States of America	Published		25-Jun-2003	LRS JB
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Title:

Action Attorney(Attorney2): JMK J. Mark Konieczny

28-Jun-2006 Due Date	PERFECT FILING PF4	0230-0236 / 1 United States of America	Pending		28-Feb-2006	GMM JMK
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Title:

Tuesday, June 27, 2006

Due Date List By Floor

Page: 26

28-Jun-2006 To 28-Jun-2006

Floor: 5th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	IDS	0230-0236 / 1	Pending		28-Feb-2006	GMM
Due Date	IDS2	United States of America				JMK
<i>Title:</i> <i>Remarks: per dsheet 5-30-06</i> <i>See 7-28-06 per dsheet 6-28-06</i>						
28-Jun-2006	Information Disclosure Stmt	1422-0713 / 1	Pending		28-Mar-2006	GMM
Due Date		United States of America				JMK

Title:

IDD 1 62806A3

Action Attorney(Attorney2): JWB JOHN W. BAILEY

28-Jun-2006	AMENDMENT	0445-0325 /	Pending		09-Aug-2002	JWB
Due Date	OAI	United States of America				JWB

*Title:**Remarks: OA rec'd from JWB 5-2-06*

28-Jun-2006	FIRST AMEND XXX-LAST DAY	2185-0729 / 1	Published		07-Sep-2004	JWB
Final	OAF1	United States of America				JWB

Title:

Amend etiled 6-28-06

28-Jun-2006	COPENING LETTER	2185-0794 / 1	Pending		28-Mar-2006	JWB
Due Date		United States of America				JWB

*Title:**Remarks: Submit copending U.S. applications per instrs dated 4-4-06*

28-Jun-2006	Information Disclosure Stmt	2185-0794 / 1	Pending		28-Mar-2006	JWB
Due Date		United States of America				JWB

*Title:**Remarks: Refs rec'd from client 4-10-06*

Action Attorney(Attorney2): LRS LEONARD R. SVENSSON

Tuesday, June 27, 2006

Due Date List By Floor

Page: 27

28-Jun-2006 To 28-Jun-2006

Floor: 5th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	1217-0177 / 1 United States of America	Unfiled			LRS LRS

Title.

Remarks: CHAPTER II

new app 1 6 2906

28-Jun-2006 Final	TO BE FILED ACTUAL TBFA	1217-0178 / 1 United States of America	Unfiled			LRS LRS
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Title:

Remarks: PRIORITY

new app 1 6 2906

28-Jun-2006 Due Date	PERFECT FIL XXXX PF	2333-0130 / 1 United States of America	Pending		18-Nov-2005	LRS LRS
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Title.

Remarks: NTFMP MAILED 12/28/05

24+

Action Attorney(Attorney2): LTP Linda T. Parker

28-Jun-2006 Due Date	FIRST AMENDMENT OAF1	0230-0197 / United States of America	Published		14-Mar-2003	GMM LTP
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Title:

24+

28-Jun-2006 Due Date	RESPONSE RESP3	0230-0197 / United States of America	Published		14-Mar-2003	GMM LTP
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Title.

Remarks: OA mailed 3-28-06
SEQUENCE LISTING

24+

Action Attorney(Attorney2): PCT

28-Jun-2006 Final	Foreign Filing FFNEW1	1739-0178 / 1 United States of America	Pending		30-Jun-2005	KM KM
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client handling
per dms 6 2906

Title: DEVICE FOR ANALYZING A DRUG OR METABOLITE PROFILE

Tuesday, June 27, 2006

Due Date List By Floor

Page: 28

28-Jun-2006 To 28-Jun-2006

Floor: 5th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006 Final	Foreign Filing FFNEW1	1739-0179 / 1 United States of America	Pending		30-Jun-2005	KM KM
Title: <i>AMS</i>						
28-Jun-2006 Final	RESP TO CORRECT DEFECTS- A DUE PCT INVITE A	1811-0140 / 1 Patent Cooperation Treaty	Pending		28-Apr-2006	CG STW
Title: <i>AMS</i>						
28-Jun-2006 Final	RESP TO CORRECT DEFECTS- C DUE PCT INVITE C	1811-0140 / 1 Patent Cooperation Treaty	Pending		28-Apr-2006	CG STW
Title: <i>AMS</i>						
28-Jun-2006 Final	RESP TO CORRECT DEFECTS- A DUE PCT INVITE A	1811-0192 / 1 Patent Cooperation Treaty	Pending		28-Apr-2006	CG CMV
Title: <i>AMS</i>						
28-Jun-2006 Final	Foreign Filing FFNEW1	2929-0366 / 1 United States of America	Pending		30-Jun-2005	DRA JWR
Title: <i>AMS</i>						
28-Jun-2006 Final	Foreign Filing FFNEW1	4459-0275 / 1 United States of America	Pending		01-Jul-2005	KM KM
Title: <i>AMS</i>						
28-Jun-2006 Final	Foreign Filing FFNEW1	4459-0276 / 1 United States of America	Pending		01-Jul-2005	KM KM
Title: <i>AMS</i>						
28-Jun-2006 Final	Foreign Filing FFNEW1	4897-0103 / 1 United States of America	Pending		29-Jun-2005	GMM GMM
Title: <i>AMS</i>						

Action Attorney(Attorney2): RG RICHARD J. GALLAGHER

AMS

DO NOT RECHECK PER AMS 6-28-06

AMS

AMS

Tuesday, June 27, 2006

Due Date List By Floor

Page: 29

28-Jun-2006 To 28-Jun-2006

Floor: 5th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	PRE-APPEAL CONF	0179-0164 / United States of America	Pending		13-Nov-2000	MSW
Due Date	PAB					RG
Title: -----						
28-Jun-2006	NOA	0179-0164 / United States of America	Pending		13-Nov-2000	MSW
Due Date						RG
Title: -----						
28-Jun-2006	FINAL	0179-0164 / United States of America	Pending		13-Nov-2000	MSW
Due Date	FIN1					RG
Title: -----						
28-Jun-2006	Translation Due Follow Up Date	1423-0410 / 1 Italy	Granted		30-Oct-1998	CG
Due Date	Translation Due				28-Sep-2005	RG
Title: -----						
Remarks: not filing per dsheet						
28-Jun-2006	Def. Exam	4039-0105 / Australia	Granted		28-Jun-2001	PCL
Due Date					20-May-2004	RG
Title: -----						
Action Attorney(Attorney2): SWG SUSAN W. GORMAN						
28-Jun-2006	ASSIGNMENT DOCUMENT DUE	4610-0104 / 1 China (Peoples Republic)	Unfiled			SWG
Final	FDOCASS					SWG
Title: -----						
Remarks: FA mail of 3-1-06 requests assignment with signature, applicant assignment, and PCT/IB/306 (if required) dsheet 3-31-06,4-28-06,5-12-06,5-26-06						
28-Jun-2006	POWER OF ATTORNEY DUE	4610-0104 / 1 China (Peoples Republic)	Unfiled			SWG
Final	FDOCPOA					SWG
Title: -----						
Remarks: dsheet 3-31-06,4-28-06,5-12-06,5-26-06						

noted 6-28-06
28-Jun-2001 PCL
20-May-2004 RG
not needed per
memo 6-28-06

See 7506
per dsheet
6-28-06

(JS)

Remarks: dsheet 3-31-06,4-28-06,5-12-06,5-26-06

Tuesday, June 27, 2006

Due Date List By Floor

Page: 30

Floor: 5th

28-Jun-2006 To 28-Jun-2006

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
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Action Attorney(Attorney2): TK TOYOHICO KONNO

28-Jun-2006 PERFECT FILING XXX PF4 0033-1044 / 1 Pending United States of America

Title:

24+

28-Jun-2006 IDS 0445-0342 / United States of America Published 20-Aug-2003 JWB TK

Title:

Remarks: Japanese OA, Engl transl and cited ref rec'd 6-8-06 (OA mailed 3-28-06)

IDS efiled 62806

28-Jun-2006 FIRST AMEND X OAF1 0445-0342 / United States of America Published 20-Aug-2003 JWB TK

Title:

24+

Tuesday, June 27, 2006

Due Date List By Floor

Page: 31

28-Jun-2006 To 28-Jun-2006

Floor: 6th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
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Action Attorney(Attorney2): CG CHARLES GORENSTEIN

28-Jun-2006 PERFECT FILING XXX

Due Date PF4

0717-0546 / 1

United States of America

Pending

28-Nov-2005

CG

Title.

24+

28-Jun-2006 Information Disclosure Stmt

Due Date

1248-0861 / 1

United States of America

Pending

28-Mar-2006

CG

Title

no refs 6-28-06

28-Jun-2006 Information Disclosure Stmt

Due Date

2081-0147 / 1

United States of America

Pending

28-Mar-2006

CG

Title:

IDS f

Remarks: E-mail re: refs cited in corresponding Danish appln rec'd 6-6-06; WO document rec'd by e-mail 6-6-06

6-28-06 AB

Action Attorney(Attorney2): DRA D. RICHARD ANDERSON

28-Jun-2006 Information Disclosure Stmt

Due Date

0879-0724 / 1

United States of America

Pending

28-Mar-2006

DRA

Title: LIQUID EJECTION HEAD

ates

no refs 6-28-06

28-Jun-2006 Information Disclosure Stmt

Due Date

1163-0555 / 1

United States of America

Pending

28-Mar-2006

DRA

Title:

no refs 6-28-06

28-Jun-2006 Translation Due

Due Date

2929-0260 / 1

Japan

Pending

28-Apr-2006

DRA

Title.

not new

per

Action Attorney(Attorney2): EJW ED. J. WISE

as needed 6-28-06

Tuesday, June 27, 2006

Due Date List By Floor

Page: 32

28-Jun-2006 To 28-Jun-2006

Floor: 6th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	TO BE FILED	4358-0138 / 1	Unfiled			MKM
Due Date	TBF	United States of America				EJW

Title:

Remarks: DUE DATE, per dms 3/7/06,4-7,5,6-7

Action Attorney(Attorney2): HNS HYUNG N. SOHN

28-Jun-2006	NOA XXX	0465-1039 /	Published		07-Jul-2003	EHC
Final	NOA	United States of America				HNS

Title:

28-Jun-2006	FINAL XXX	0465-1039 /	Published		07-Jul-2003	EHC
Final	FIN1	United States of America				HNS

Title:

28-Jun-2006	PRE-APPEAL CONF XXX	0465-1039 /	Published		07-Jul-2003	EHC
Final	PAB	United States of America				HNS

Title:

28-Jun-2006	TO BE FILED	0905-0260 /	PENDING		29-May-2001	MKM
Due Date	TBF	United States of America				HNS

Title:

Remarks: FILE DIVISIONAL per fax dated 6-6-06
Amendment to the Specification or Preliminary Amendment Required
per dsheet 6-14-2006, per dms 6-14

28-Jun-2006	ISSUE FEE	4598-0106 / 2	Published		17-Mar-2005	MKM
Final	IF	United States of America				HNS

Title:

Remarks: pub fee \$15

See 7-12-06
per dms 6-28-06

REF. 6-28-06 #36

See 7-5-06 per
dms 6-28-06

Issue fee paid
6-28-06 #15

Tuesday, June 27, 2006

Due Date List By Floor

Page: 33

28-Jun-2006 To 28-Jun-2006

Floor: 6th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	DRAWINGS OA/DR	4619-0101 / United States of America	Published		31-Oct-2003	DRA HNS
<i>Title:</i>						
28-Jun-2006	PRE-APPEAL CONF PAB	4619-0101 / United States of America	Published		31-Oct-2003	DRA HNS
<i>Title:</i>						
28-Jun-2006	NOA	4619-0101 / United States of America	Published		31-Oct-2003	DRA HNS
<i>Title:</i>						
28-Jun-2006	FINAL FIN1	4619-0101 / United States of America	Published		31-Oct-2003	DRA HNS
<i>Title:</i>						
<i>Action Attorney(Attorney2): JAV John A. Vossinet</i>						
28-Jun-2006	NOA XXX NOA	3782-0225 / United States of America	Published		10-May-2002	MKM JAV
<i>Title:</i>						
<i>Remarks: advisory action mailed 3-29-06</i>						
28-Jun-2006	PRE-APPEAL CONF XXX PAB	3782-0225 / United States of America	Published	10/141,962	10-May-2002	MKM JAV
<i>Title:</i>						
<i>Remarks: advisory action mailed 3-29-06</i>						
<i>Action Attorney(Attorney2): JWR JASON W. RHODES</i>						
28-Jun-2006	APPEAL BRIEF AB	0353-0202 / United States of America	Published		09-Feb-2004	MSW JWR
<i>Title:</i>						
<i>Remarks: Interview Summary mailed 5-31-06</i>						

see 62806 #28

Tuesday, June 27, 2006

Due Date List By Floor

Page: 36

28-Jun-2006 To 28-Jun-2006

Floor: 6th

Due Date Indicator	Action Due Action Type	Docket Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Attys
28-Jun-2006	FINAL X	0020-5262 / 1	Published		19-May-2004	TCB
Due Date	SHARP-FINAL	United States of America	AOYAMA & PARTNERS			STW

Title:

28-Jun-2006	IDS - 2 WEEK	2936-0196 /	Published		12-Sep-2003	TCB
Due Date	IDS-2WK	United States of America	SANO PATENT OFFICE			STW

Title:

Remarks: Korean OA and cited refs rec'd 5-31-06 (OA mailed 4-21-06); Partial Engl transls of refs rec'd by fax 6-21-06 per dsheet 6-14-06

Action Attorney(Attorney2): WLG WILLIAM L. GATES

28-Jun-2006	Translation Due	1215-0498 / 1	Pending		28-Apr-2006	WLG
Due Date		Japan	Northrop Grumman Corp.			WLG

Title:

Handwritten notes and signatures:

- Handwritten "IDS" and "6-28-06 AB" next to the IDS-2WK entry.
- Handwritten "not necessary per M. Pegan 6-28-06" next to the Translation Due entry.
- Handwritten signature "Wendy" and "6-28-06 AB" at the top right.

APPENDIX C



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Image File Wrapper for Application No.:10/659,264

NEW

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Mail Room Date	Document Description	Document Category
05/26/2006	Information Disclosure Statement (IDS) Filed	PROSECUTION
03/29/2006	Mail returned to USPTO as undelivered	PROSECUTION
03/28/2006	Non-Final Rejection	PROSECUTION
03/28/2006	NPL Documents	PRIOR ART
03/28/2006	Foreign Reference	PRIOR ART
03/28/2006	List of references cited by examiner	PRIOR ART
03/28/2006	List of References cited by applicant and considered by examiner	PRIOR ART
03/28/2006	Search information including classification, databases and other search related notes	PROSECUTION
03/28/2006	Index of Claims	PROSECUTION
03/26/2006	Examiner's search strategy and results	PROSECUTION
08/23/2005	Status Letter Mailed to Applicant	PROSECUTION
08/16/2005	Miscellaneous Incoming Letter	PROSECUTION
09/11/2003	Fee Worksheet (PTO-875)	PROSECUTION
09/11/2003	Fee Worksheet (PTO-875)	PROSECUTION
09/11/2003	Foreign Reference	PRIOR ART
09/11/2003	Foreign Reference	PRIOR ART
09/11/2003	Information Disclosure Statement (IDS) Filed	PROSECUTION
09/11/2003	Certified Copy of Foreign Priority Application	PROSECUTION
09/11/2003	Oath or Declaration filed	PROSECUTION
09/11/2003	Drawings	PROSECUTION
09/11/2003	Abstract	PROSECUTION
09/11/2003	Claims	PROSECUTION
09/11/2003	Specification	PROSECUTION

09/11/2003

Transmittal of New Application

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